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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
MICHAEL ANTHONY NELSON,)
)
Defendant.)

No. CR 10-00244 MHP

STIPULATION AND ~~[PROPOSED]~~
ORDER EXCLUDING TIME FROM MAY
16, 2011, TO JUNE 13, 2011.

With the agreement of the parties in open court on May 16, 2011, and with the consent of the defendant Michael Anthony Nelson, the Court enters this order (1) setting a status conference in District Court on June 13, 2011, at 10:00 a.m., and (2) documenting the exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161, from May 16, 2011, to June 13, 2011. The Court finds and holds, as follows:

1. Counsel for the defendant, who is in custody and was present in court, represented that the parties anticipated resolving the case. The defendant requested that time be excluded from the Speedy Trial Act from May 16, 2011, to June 13, 2011, to allow defense counsel further preparation. The government agreed to the proposed exclusion of time.

[PROPOSED] ORDER EXCLUDING TIME
CR 10-00244 MHP

1 2. The Court finds that, taking into account the public interest in the prompt disposition of
2 criminal cases, granting the continuance to June 13, 2011, is necessary for effective preparation
3 of defense counsel. 18 U.S.C. § 3161(h)(7)(B)(iv). Given these circumstances, the Court finds
4 that the ends of justice served by excluding the period from May 16, 2011, to June 13, 2011,
5 outweighs the best interest of the public and the defendant in a speedy trial. 18 U.S.C. §
6 3161(h)(7)(A).

7 3. Accordingly, and with the consent of the defendant, the Court (1) sets a status hearing on
8 June 13, 2011 at 10:00 a.m., and (2) orders that the period from May 16, 2011, to June 13, 2011,
9 is excluded from Speedy Trial Act computation under 18 U.S.C. §§ 3161(h)(1)(D) and
10 3161(h)(7)(A) and (B)(iv).

11 IT IS SO STIPULATED.

12
13 Dated: May 17, 2011

Respectfully submitted,

14 MELINDA HAAG
15 United States Attorney

16 /s/

17 MICHELLE J. KANE
18 Assistant United States Attorney

19 Dated: May 17, 2011

BARRY PORTMAN
Federal Public Defender

21 /s/

22 RONALD TYLER
23 Assistant Federal Public Defender
Counsel for Michael A. Nelson

24 IT IS SO ORDERED.

25 DATED: 5/18/2011

26 MARILYN H. PATEL
27 United States District Judge

